

U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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**UNITED STATES DISTRICT COURT**

**WESTERN DISTRICT OF LOUISIANA**

**ALEXANDRIA DIVISION**

**UNITED STATES OF AMERICA**

**CRIMINAL NO. 04-10014/02**

**-vs-**

**JUDGE DRELL**

**DEMOND FLEMING**

**MAGISTRATE JUDGE KIRK**

**J U D G M E N T**

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent (de novo) review of the record, including the objections filed by petitioner, and having determined that the findings and recommendation are correct under the applicable law and the facts of this case, specifically finding that the sentence imposed was correct in any event ( see Doc No. 39 that triggered the enhanced sentence of ten years minimum incarceration pursuant to 21 U.S.C. § 841(b)(1)(B));

IT IS ORDERED that defendant's letter motion to correct sentence (Doc. No. 84) is DENIED and DISMISSED.

SIGNED on this 26<sup>th</sup> day of August, 2008, at Alexandria, Louisiana.



**DEE D. DRELL**  
**UNITED STATES DISTRICT JUDGE**